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PTO/SB/21 (10-07)

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

11

Application Number

10/565,068

Filing Date

7/13/2006

First Named Inventor

Parry John Guilford

Art Unit

1634

Examiner Name

Katherine D. Salmon

Attorney Docket Number

PEBL-01006US1

ENCLOSURES (Check all that apply)

☐

Fee Transmittal Form

☐

Fee Attached

☐

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐

Reply to Missing Parts/
Incomplete Application

☐

Reply to Missing Parts
under 37 CFR 1.52 or 1.53

☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐

Petition to Convert to a
Provisional Application

☒

Power of Attorney, Revocation
Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

☐ Landscape Table on CD

Remarks

☐

After Allowance Communication to TC

☐

Appeal Communication to Board
of Appeals and Interferences

☐

Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)

☐

Proprietary Information

☐

Status Letter

☒

Other Enclosure(s) (please identify
below):

Post Card; Statement Under 37 C.F.R. 3.73
(b); Copy of Assignment and Recordation
Form Cover Sheet

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Borson Law Group, PC

Signature

D. Benjamin Borson

Printed name

D. Benjamin Borson, Ph.D.

Date

February 19, 2009

Reg. No.

42,349

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

D. Benjamin Borson

Typed or printed name

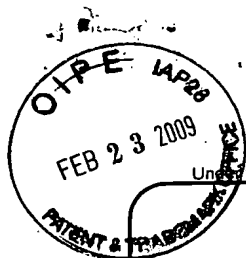
D. Benjamin Borson, Ph.D.

Date

February 19, 2009

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



**REVOCATION OF POWER OF
ATTORNEY WITH
NEW POWER OF ATTORNEY
AND
CHANGE OF CORRESPONDENCE ADDRESS**

Application Number	10/565,068
Filing Date	July 13, 2006
First Named Inventor	Parry Guilford
Art Unit	1634
Examiner Name	Katherine D. Salmon
Attorney Docket Number	PEBL-01006US1

I hereby revoke all previous powers of attorney given in the above-identified application.

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint the practitioners associated with the Customer Number: 66936

☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with
Customer Number:

66936

OR

☐ Firm or
Individual Name

Address

City

State

Zip

Country

Telephone

Email

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

SIGNATURE of Applicant or Assignee of Record

Signature

Name

David Darling for Pacific Edge Biotechnology Ltd.

Date

26/October/07

Telephone

011 64 3 479 5801

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☒ *Total of 1 forms are submitted.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



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STATEMENT UNDER 37 CFR 3.73(b)

Applicant/Patent Owner: Pacific Edge Biotechnology Ltd.

Application No./Patent No.: 10/565,068 Filed/Issue Date: July 13, 2006

Entitled: Medical Applications of Adaptive Learning Systems Using Gene Expression Data

Pacific Edge Biotechnology Ltd., a corporation
(Name of Assignee) (Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest
(The extent (by percentage) of its ownership interest is _____ %)

in the patent application/patent identified above by virtue of either:

A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel _____, Frame _____, or for which a copy thereof is attached.

OR

B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Inventors To: Pacific Edge Biotechnology Ltd.
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the United States Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

[Signature]
Signature

David Darling

Printed or Typed Name

Chief Executive Officer
Title

26 October 07
Date

011-64-34-79-5801

Telephone Number

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES PATENT AND TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

NOVEMBER 06, 2007

PTAS



103459094A

D. BENJAMIN BORSON, PH.D.
BORSON LAW GROUP, PC
1320 WILLOW PASS ROAD, SUITE 490
CONCORD, CALIFORNIA 94520

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 11/02/2007

REEL/FRAME: 020076/0036

NUMBER OF PAGES: 6

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

GUILFORD, PARRY JOHN

DOC DATE: 10/19/2007

ASSIGNOR:

HOPKINS, ANDREW JOHN

DOC DATE: 10/15/2007

ASSIGNEE:

PACIFIC EDGE BIOTECHNOLOGY LTD.
87 ST. DAVID STREET
P.O. BOX 56, CFI
DUNEDIN, NEW ZEALAND

SERIAL NUMBER: 10565068

FILING DATE: 07/13/2006

PATENT NUMBER:

ISSUE DATE:

TITLE: MARKERS FOR DETECTION OF GASTRIC CANCER

BORSON LAW GROUP, PC
File: *PEBL-010060US1*

Action Item:

Due Date:

Critical Date:

Docketed By: *jm*

020076/0036 PAGE 2

MARCUS KIRK, EXAMINER
ASSIGNMENT SERVICES BRANCH
PUBLIC RECORDS DIVISION

11-05-2007

Form 1034 (Rev. 07/05)
OMB No. 0651-0022 (exp. 6/30/2008)U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

FEB 23 2009

103459094

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)

Parry John Guilford
Andrew John HopkinsAdditional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance/Execution Date(s):

Execution Date(s) 10/15/07; 10/19/07; 10/26/07

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Joint Research Agreement
☐ Government Interest Assignment
☐ Executive Order 9424, Confirmatory License
☐ Other _____

2. Name and address of receiving party(ies)

Name: Pacific Edge Biotechnology Ltd.

Internal Address: P.O. Box 56, CFI

Street Address: 87 St. David Street

City: Dunedin

State: _____

Country: New Zealand

Zip: _____

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application or patent number(s):

A. Patent Application No.(s)
10/565,068☐ This document is being filed together with a new application.
B. Patent No.(s)Additional numbers attached? ☐ Yes ☒ No

5. Name and address to whom correspondence concerning document should be mailed:

Name: D. Benjamin Borson, Ph.D.

Internal Address: Borson Law Group, PC

Street Address: 1320 Willow Pass Road, Suite 490

City: Concord

State: California Zip: 94520

Phone Number: (925) 395-2060

Fax Number: (925) 395-2061

Email Address: bborson@borsonlaw.com

6. Total number of applications and patents involved: one

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 40.00

- ☐ Authorized to be charged by credit card
☐ Authorized to be charged to deposit account
☒ Enclosed
☐ None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number _____

Authorized USA/03/00007 MGE/ACHE 00000071 103459094

01-FC-0001

9. Signature:

D. Benjamin Borson
Signature

July 25, 2007

Date

D. Benjamin Borson, Ph.D.

Name of Person Signing

Total number of pages including cover sheet, attachments, and documents:

6

Documents to be recorded (including cover sheet) should be faxed to (571) 273-0140, or mailed to:
 Mail Stop Assignment Recordation Services, Director of the USPTO, P.O. Box 1450, Alexandria, V.A. 22313-1450

OFFICE OF PUBLIC RECORDS

JOINT TO CORPORATE ASSIGNMENT

WHEREAS, the undersigned Inventors:

- (1) Parry John Guilford,
a resident of 38 Riccarton Road East, East Taieri, Dunedin, New Zealand; and
- (2) Andrew John Holyoake,
a resident of 8b Guinness Cres, Burnside, Christchurch, New Zealand.

have invented certain new and useful improvements and have filed the following application(s) disclosing the invention(s):

- (a) **Title: MARKERS FOR DETECTION OF GASTRIC CANCER**
Application No. 10/565,068
Filing Date: 7/13/2006
Docket No. PEBL-01006US1

WHEREAS Pacific Edge Biotechnology Ltd., (hereinafter termed "Assignee"), a New Zealand corporation, having a place of business at 87 St. David Street, P.O. Box 56, CFI, Dunedin, Country of New Zealand, wishes to acquire the entire right, title and interest in and to said application(s) and the invention(s) disclosed therein, and in and to all embodiments of the invention(s), heretofore conceived, made or discovered jointly or severally by said Inventors (all collectively hereinafter termed "said invention"), and in and to any and all patents, certificates of invention and other forms of protection thereon (hereinafter termed "patents") applied for through the Patent Cooperation Treaty or through any country or granted in any country.

NOW THEREFORE, for good and valuable consideration acknowledged by each of said Inventors to have been received in full from said Assignee:

1. Said Inventors do hereby sell, assign, transfer and convey to said Assignee, the entire right, title and interest (a) in and to said application(s) and said invention; (b) in and to all rights to apply in any or all countries of the world for patents, certificates of invention or other governmental grants on said invention, including the right to apply for patents pursuant to the International Convention for the Protection of Industrial Property or pursuant to any other convention, treaty, agreement or understanding; (c) in and to any and all applications filed and any and all patents, certificates of inventions or other governmental grants granted on said invention in the United States or any other country, including each and every application filed and each and every patent granted on any application which is a division, substitution, or continuation of any of said applications; (d) in and to each and every reissue or extension of any of said patents; and (e) in and to each and every patent claim resulting from a reexamination certificate for any and all of said patents.

2. Said Inventors hereby jointly and severally covenant and agree to cooperate with said Assignee to enable said Assignee to enjoy to the fullest extent the right, title and interest herein conveyed in the United States and other countries. Such cooperation by said Inventors shall include prompt production of pertinent facts and documents, giving of testimony, executing of petitions, oaths, specifications, declarations or other papers, and other assistance all to the extent deemed necessary or desirable by said Assignee (a) for perfecting in said Assignee the right, title and interest herein conveyed; (b) for complying with any duty of disclosure; (c) for prosecuting any of said applications; (d) for filing and prosecuting substitute, divisional, continuing or additional applications covering said invention; (e) for filing and prosecuting applications for reissue of any of said patents; (f) for interference or other priority proceedings involving said invention; and (g) for legal proceedings involving said invention and any

applications therefor and any patents granted thereon, including without limitation opposition proceedings, cancellation proceedings, priority contests, public use proceedings, reexamination proceedings, compulsory licensing proceedings, infringement actions and court actions; provided, however, that the expense incurred by said Inventors in providing such cooperation shall be paid for by said Assignee.

3. The terms and covenants of this Assignment shall inure to the benefit of said Assignee, its successors, assigns and other legal representatives, and shall be binding upon said Inventors, their respective heirs, legal representatives and assigns.

4. Said Inventors hereby jointly and severally warrant and represent that they have not entered and will not enter into any assignment, contract, or understanding in conflict herewith.

5. Said inventors understand and acknowledge that they have the right to seek independent counsel regarding whether or not to enter into this agreement ("make this Assignment"). Said inventors are not under an obligation to seek independent counsel, and if they elect not to do so, they understand and acknowledge that they take responsibility for their decision.

6. This Assignment may be executed in counterparts. If said Assignment is so executed, then all such counterparts together shall be considered a single instrument.

IN WITNESS WHEREOF, the said Inventor has executed this instrument on the date as given below and delivered this instrument to said Assignee:

(1) 19/10/07
Date

Signature of Parry John Guilford

(1) Witnessed by: [Signature]

19-10-07
Date

(1) Name (Printed): NAOMI LANE

(1) Occupation: ADMIN MANAGER

(1) City/Town of Residence: ARNHEM

NOTARY PUBLIC:

(1) State (or Province) of _____
ss.

(1) County (or City) of _____

(1) Country of _____

(1) On _____, before me, _____,
personally appeared _____, personally known to me or proved
to me on the basis of satisfactory evidence, to be the person(s) whose name(s) is/are subscribed
on the within instrument and acknowledged to me that he/she/they executed the same in
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which person(s) acted, executed the instrument.

(1) WITNESS my hand and official seal.

Signature of Notary Public _____

Place Notary Seal Above

(1) My Commission Expires: _____

(1) Date: _____ By: _____

IN WITNESS WHEREOF, the said Inventor has executed this instrument on the date as given below and delivered this instrument to said Assignee:

(2) 15-October 2007 Andrew Holyoake
Date Signature of: Andrew John Holyoake

(2) Witnessed by: CEG 15 Oct 2007
Date

(2) Name (Printed): Christine Gibson

(2) Occupation: Personal assistant

(2) City/Town of Residence: Leeston

NOTARY PUBLIC:

(2) State (or Province) of _____
ss.

(2) County (or City) of _____

(2) Country of _____

(2) On _____, before me, _____,
personally appeared _____, personally known to me or proved
to me on the basis of satisfactory evidence, to be the person(s) whose name(s) is/are subscribed
on the within instrument and acknowledged to me that he/she/they executed the same in
his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the
person(s), or the entity upon behalf of which person(s) acted, executed the instrument.

(2) WITNESS my hand and official seal.

Signature of Notary Public Place Notary Seal Above

(2) My Commission Expires: _____

(2) Date: _____ By: _____

IN WITNESS WHEREOF, the said Assignee hereby acknowledges receipt of this instrument and hereby consents to the above referenced Assignment to said Assignee:

(Assignee) 26 / October 2007
Date

[Signature]
Signature of:

David Darling
Print Name

(Assignee) Witnessed by: Naomi Lane 26/10/07
Date

(Assignee) Name (Printed): NAOMI LANE

(Assignee) Occupation: ADMINISTRATION MANAGER

(Assignee) City/Town of Residence: AKRON

NOTARY PUBLIC:

(Assignee) State (or Province) of _____

ss:

(Assignee) County (or City) of _____

(Assignee) On _____, before me,
_____, personally appeared
_____, personally known to me or proved to me on the basis of
satisfactory evidence, to be the person(s) whose name(s) is/are subscribed on the within
instrument and acknowledged to me that he/she/they executed the same in his/her/their
authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or
the entity upon behalf of which person(s) acted, executed the instrument.

(Assignee) WITNESS my hand and official seal.

Signature of Notary Public

Place Notary Seal Above

(Assignee) My Commission Expires: _____

(Assignee) Date: _____ By: _____